

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA)

)

)

v.)

)

DUSTIN T. WARD)

)

05-cr-10063-PBS
CRIMINAL NO.

VIOLATIONS

18 U.S.C. §2252(a)(2)

Receipt of Child Pornography

18 U.S.C. §2252(a)(4)(B)

Possession of Child Pornography

INDICTMENT

COUNT ONE: 18 U.S.C. §2252(a)(2) - Receipt of Child Pornography

The Grand Jury charges that:

On or about March 3, 2004, in Mattapan, within the District of Massachusetts, and elsewhere,

DUSTIN T. WARD,

defendant herein, knowingly received a visual depiction that has been mailed, shipped and transported in interstate or foreign commerce, and which was produced using materials which had been so mailed, shipped and transported, by any means including by computer, the producing of such visual depiction having involved the use of a minor engaging in sexually explicit conduct and such visual depiction being of such conduct, that is: Dustin T. Ward received a videotape identified as # 12f, which contained visual depictions of minors under the age of 18 years engaging in sexually explicit conduct as defined in Title 18, United States Code, Section 2256(2)(A).

All in violation of Title 18, United States Code, Section 2252(a)(2).

COUNT TWO: 18 U.S.C. §2252(a)(4)(B) - Possession of Child Pornography

The Grand Jury further charges that on or about March 3, 2004, in Mattapan, within the District of Massachusetts,

DUSTIN T. WARD

defendant herein, knowingly possessed one or more books, magazines, periodicals, films, video tapes, and other matter which contained any physical depiction that had been mailed, shipped and transported in interstate or foreign commerce, and which was produced using materials which had been so mailed, shipped and transported, by any means including by computer, the producing of such visual depiction having involved the use of a minor engaging in sexually explicit conduct and such visual depiction being of such conduct, that is: DUSTIN T. WARD knowingly possessed a computer that contained numerous files containing images of minors engaging in sexually explicit conduct as defined in Title 18, United States Code, Section 2256(2)(A).

All in violation of Title 18, United States Code, Section 2252(a)(4)(B).

FORFEITURE ALLEGATION
(18 U.S.C. § 2253(a)(3) -- Criminal Forfeiture)

18 U.S.C. §2253(a) – Criminal Forfeiture

1. The allegations of Counts One and Two of this Indictment are hereby repeated and incorporated herein by reference for the purpose of alleging forfeiture to the United States under Title 18, United States Code, Section 2253(a).

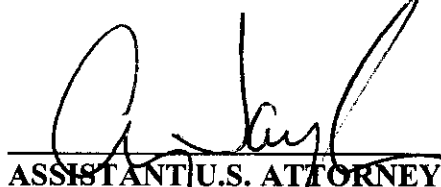
2. Upon conviction on any of Counts One and Two hereof, the defendant DUSTIN T. WARD shall forfeit to the United States any and all matter which contains visual depictions produced, transported, shipped, received or possessed in violation of Title 18, United States Code, Section 2252; any property constituting or derived from any proceeds the defendant obtained directly or indirectly as a result of the said violations; and any and all property used or intended to be used in any manner or part to commit and to promote the commission of the aforementioned violations.

All in violation of Title 18, United States Code, Section 2253(a)(3).

A TRUE BILL



FOREPERSON OF THE GRAND JURY


ASSISTANT U.S. ATTORNEY

DISTRICT OF MASSACHUSETTS; March 16, 2005

Returned into the District Court by the Grand Jurors and filed.


DEPUTY CLERK

3/16/05 @ 1:50pm

Criminal Case Cover Sheet

U.S. District Court - District of Massachusetts

Place of Offense: Mattapan Category No. II Investigating Agency USPSCity _____ Related Case Information: 05-cr-10063-PBS

County _____ Superseding Ind./ Inf. _____ Case No. _____

Same Defendant _____ New Defendant _____

Magistrate Judge Case Number _____

Search Warrant Case Number 04-1678-CBS

R 20/R 40 from District of _____

Defendant Information:Defendant Name Dustin T. Ward Juvenile ☐ Yes ☒ No

Alias Name _____

Address 53 Cedar Street, Mattapan, MABirth date (Year only): 77 SSN (last 4 #): 5212 Sex m Race: _____ Nationality: U.S.Defense Counsel if known: Hank Brennan, Esq. Address: _____

Bar Number: _____

U.S. Attorney Information:AUSA Ann Taylor Bar Number if applicable _____Interpreter: ☐ Yes ☒ No List language and/or dialect: _____Matter to be SEALED: ☒ Yes ☐ No☒ Warrant Requested ☐ Regular Process ☐ In Custody**Location Status:**

Arrest Date: _____

☐ Already in Federal Custody as _____ in _____☐ Already in State Custody _____ ☐ Serving Sentence ☐ Awaiting Trial☐ On Pretrial Release: Ordered by _____ on _____Charging Document: ☐ Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ Felony two

Continue on Page 2 for Entry of U.S.C. Citations

☒ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: March 16, 2005 Signature of AUSA: 

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant Dustin T. Ward

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>18 U.S.C. 2252(a)(2)</u>	<u>receipt of child pornography</u>	<u>Count 1</u>
Set 2	<u>18 U.S.C. 2252(a)(4)(B)</u>	<u>possession of child pornography</u>	<u>Count 2</u>
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: